

TIVERTON TOWN COUNCIL
343 HIGHLAND ROAD

Regular Meeting: Monday, April 10, 2006 at 7:00
(Or Immediately Following Special Meeting at 6:30 p.m.)

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 04-06-2006

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Joanne M. Arruda
Donald Bollin
Paul E. Carroll
Louise Durfee

Cecil E. Leonard
Brian A Medeiros
Arthur R. Wyman, Jr.

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. BUSINESS BROUGHT BEFORE THE COUNCIL

Welcome Firefighter Mark Reimels Return From Active Duty in Iraq

Promotion of Firefighter Mark Reimels to Lieutenant

Introduction and Oath of William Paniccia as Probationary Firefighter

A. CONSENT AGENDA:

- (C.A.) 1. Minutes of Regular Council Meeting March 27, 2006
- (C.A.) 2. Minutes of Executive Session March 27, 2006
- (C.A.) 3. Approval of Tax Assessor Abatements
- (C.A.) 4. Chief Lloyd – TFD – Request Interdepartmental Transfer of \$2,500 From Account #331-668 (Medical Physicals) to Account #331-622 (Personal Protective Equipment)
- (C.A.) 5. Town Administrator – Request Waiving of Bid Process for Printing of Annual Tax Bills
- (C.A.) 6. Receipt of Minutes from the Following Boards, Commissions

- a. Recycling Commission
- b. Wastewater Management
- c. Substance Abuse Task Force
- d. Arts Commission

(C.A.) 7. CORRESPONDENCE

- a. Received From Town of Glocester Regarding Statewide Boycott on all Exxon Mobile Corporation's Petroleum Based Products Being Used for Energy, Heating and Transportation
- b. Received From Town Treasurer Regarding Meeting With the Town Administrator Concerning 5.5% Cap on Budget and Notification to Dept of Administrations if Necessary- Previously Distributed
- c. Received From Armenian Nat'l Committee Chairman Regarding April 24th as Day of Remembrance of the Armenian Genocide During World War I
- d. Received From Town of Richmond Regarding Support of Senate Bill S2029 – Act Relating to Public Utilities and Reimbursement to Municipalities
- e. Response From DPW Director and Police Chief Regarding Stop Sign Request at Cathy Lane – Not Recommended – Notification will be Sent to Mr. Labonte
- f. Received From Town of South Kingstown Regarding Resolution Establishing a Pension Review Committee on State Level
- g. Received From C. Amaral Regarding Excellent Cooperation and Assistance by Chief Blakey – Referred to Town Administrator

B – PUBLIC HEARINGS

- 1. Planning Board – Zoning Ordinance Amendment Article XIV, Section 5 – Non-Conforming Development Continued From March 13th
- 2. Planning Board – Amendment to Article IV, Section 15e – Prohibited Use of Under Ground Storage Tanks
- 3. Town Administrator - Second Public Hearing – CDBG Application

C - BOARD OF LICENSING COMMISSIONERS AND PUBLIC HEARINGS:

- (C.A.)
- 1. Town Clerk – Renewal of Victualling License for Gledma's Dairy Dip, 1088 Stafford Road – Subject to Meeting All Legal Requirements
 - 2. TBHR, LLC d/b/a Boat House Restaurant – Renewal of Entertainment License Continued from March 27th – Notice Served
 - 3. Evelyn's Entertainment License – Renewal of Entertainment License – Continued From March 27th – Notice Served

D - APPOINTMENTS & RESIGNATIONS:

- 1. Town Administrator – Appointment to Waste Water Management Comm

Stephen York, 91 Ford Farm Road

Present to 6/30/2006

(3 Year) Term 7/01/2006 to 6/30/2009

2. Town Administrator – Annual Reappointment of Tree Warden – John Manchester
2970 Main Road – Notification to DEM

E - UNFINISHED BUSINESS:

F – FINANCIAL BUSINESS

1. Town Administrator – Requests Authorization for TFD to Purchase Homeland Securities Interoperable Radio Equipment for R.I.E.M.A. – Reimbursable Grant

G - NEW BUSINESS:

1. Councilor Carroll – Discussion on Advertising Procedure
2. Councilor Leonard – Discussion on Status of Goals Established by Council
3. Enact – Request to Hold Walkathon on April 29th in Bay Street Neighborhood
Referred to Police Department
4. Town Administrator – Request Support of “Housing Works RI” a State Coalition
Regarding Affordable Housing

H – BIDS AND REQUESTS FOR PROPOSALS

1. Chief Lloyd – TFD – Request Waiving of Bid Process and Purchase of Radios
For \$8,592 From Motorola Corporation, North Smithfield, Rhode Island

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Scheduling of Additional Workshops and Special Meetings
2. Public Announcements

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Legal Opinion Received From School Department Attorney Robinson Regarding
Special Financial Town Meeting April 24th

2. Superior Court Filing of Claim by New England Property Holdings Vs. Town of Tiverton
3. Indemnification of Individuals Named as Defendants in McInnis vs Tiverton et al

5. CLOSED EXECUTIVE SESSION

1. Town Administrator – 42-46-5(2) – Collective Bargaining
2. Town Solicitor – 42-46-5(5) – Litigation –New England Development -
McInnis – New England Property Holdings – Calpine Bankruptcy
3. Councilor Leonard – 42-46-5(5) – Possible Land Acquisition/Sale of Town Property

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”